| Applicant           | Linn           |                  |  |  |
|---------------------|----------------|------------------|--|--|
| Serial No.          | 09/846,795     |                  |  |  |
| Filing Date         | May 1, 2001    | FACSIMILE        |  |  |
| Group Art Unit      | 2829           | TRANSMITTAL FORM |  |  |
| Examiner Name       | Asok K. Sarkar |                  |  |  |
| Facsimile No.       | 703-872-9318   | -                |  |  |
| Attorney Docket No. | 125.013US02    | -                |  |  |

Total Pages: 3 (including transmittal sheet)

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

#### Enclosures

The following documents are enclosed:

X A Revocation and Power of Attorney and Certificate Under 37 C.F.R. §3.73(b) (2 pgs.).

**CUSTOMER NUMBER: 34206** 

Submitted By Name Scott V. Lundberg Rcg.No. 41,958 Telephone (612) 332-4720 Signature Date October 30. 2003

Attorneys for Applicant

Fogg & Associates, LLÉ

P.O. Box 581339

Minneapolis, MN 55458-1339

T: 612-332-4720 F: 612-677-3553

Certificate of Transmission

I certify that this paper, and the above-identified documents, are being transmitted by facsimile to, Examiner Asok K. Sarkar, Group Art Unit 2829 (Facsimile No. 703-872-9318) of the United States Patent and Trademark Office on October 30, 2003.

Elipbeth A. Bon Name Elizabeth A. Bauer Signature

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Linn

Examiner: Asok K. Sarkar

Application No.: 09/846,795

Group Art Unit: 2829

Filed: 5/1/2001

Attorney Docket No.: 125.013US02

Title: BONDED SUBSTRATE FOR AN INTEGRATED CIRCUIT CONTAINING A

PLANAR INTRINSIC GETTERING ZONE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450



# REVOCATION, POWER OF ATTORNEY AND CERTIFICATE UNDER 37 C.F.R. §3.73(b)

Please revoke any existing Power of Attorney, if any, and appoint the attorneys and/or patent agents associated with Customer Number 32095 for the above-identified patent application.

Please send correspondence to the following address:

Attn: Scott Lundberg Fogg & Associates, LLC P.O. Box 581339 Minneapolis, MN 55458-1339

Intersil Americas Inc., a corporation organized and existing under and by virtue of the laws of Delaware, and having an office and place of business at 675 Trade Zone Boulevard, Milpitas, CA 95035, certifies that it is:

The assignee of the entire right, title and interest in the patent application identified above by virtue of chain of title from the inventor(s), of the patent identified above, to the current assignee as shown below:

## REVOCATION AND POWER OF ATTORNEYPAGE 2

Scrial No.: 125.013US02
Attorney Docket No. 125.013US02
Title: BONDED SUBSTRATE FOR AN INTEGRATED CIRCUIT CONTAINING A PLANAR INTRINSIC GETTERING ZONE

1. From the inventor(s) to Harris Corporation.

The document was recorded in the United States Patent and Trademark Office at Reel 009786, Frame 0929.

2. From Harris Corporation to Intersil Corporation.

The document was recorded in the United States Patent and Trademark Office at Reel 010884, Frame 0394.

- 3. From Intersil Corporation to Intersil Communications, Inc. by virtue of a Name Change document dated May 23, 2001 (attached hereto as Exhibit A).
- 4. From Intersil Communications, Inc. to Intersil Americas Inc. by virtue of a contribution agreement dated December 21, 2001 (attached hereto as Exhibit B).

| The undersigned (whose | title is supplied below) is authorized to act on behalf of the                                      |
|------------------------|---|
| assignee.              | $\bigcap$ |
| 10/24/03               | Jall Bl.  |
| Date                   | Signature   |
|                        | Paul A. Bernkopf  |
|                        | Typed or Printed Name   |
|                        | Vice President  |

Title

# State of Delaware

PAGE 1

# Office of the Secretary of State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE RESTATED CERTIFICATE OF "INTERSIL CORPORATION", CHANGING ITS NAME FROM "INTERSIL CORPORATION" TO "INTERSIL COMMUNICATIONS, INC.", FILED IN THIS OFFICE ON THE TWENTY-FIFTE DAY OF MAY, A.D. 2001, AT 4:15 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

EXHIBIT A



3050122 8100

010253080

Darriet Smith Windson Harriet Smith Windson

AUTHENTICATION: 1155634

DATE: 05-25-01

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M 005

# amended and restated certificate of incorporation

OF

#### INTERSIL CORPORATION

INTERSIL CORPORATION, a corporation organized and existing under the laws of the State of Delaware, hereby certifies as follows:

FIRST: The present pame of the corporation is INTERSIL.

CORPORATION and the name under which the corporation was originally incorporated is HSS Operating Corporation. The date of filing of its original Certificate of Incorporation with the Secretary of State of the State of Delaware was June 2, 1999.

SECOND: This Amended and Restated Certificate of Incorporation (the "Certificate") regastes and integrates and further amends in its unitety the Certificate of Incorporation of this corporation. This Certificate was duly adopted by a majority vote of the stockholders of the corporation in accordance with Sections 228, 242 and 245 of the General Corporation Law of the State of Delaware.

THIRD: This Certificate shall become effective immediately upon its filing with the Secretary of State of the State of Delaware.

FOURTH: Upon the filing of the Certificate with the Secretary of State of the State of Delaware, the Certificate of Incorporation of the corporation shall be amended and regreted in its entirety to read as set forth on Exhibit A approped hereto-

IN WITNESS WHEREOF, said corporation has caused this Cartificate to be executed by a duly authorized officer this 23rd day of May, 2001.

By:

Gregory Williams Chief Executive Officer

STATE OF HELAFARE SECRETARI OF STATE DIVISION OF COMPORATIONS FILED 04:15 FM: 05/25/2001 010253080 - 3050122 EXHIBITA

# amended and restated certhicate of incorporation

AN II

#### INTERSIL COMMUNICATIONS, INC.

- 1. Name. The name of the Corporation is Internal Communications, Inc.
- 2. Registered Office and Agent. The address of the Corporation's registered office in the State of Delaware is 1209 Cronge Street, in the City of Wilmington. County of New Carde. The name of the Corporation's registered agent at such address is The Corporation Trust Company.
- 3. Purpose. The purposes for which the Corporation is formed are to engage in any lawful act or activity, including, without limitation, forming and/or acquiring foreign subsidiaries, for which corporations may be organized under the General Corporation Law of the State of Delaware ("DGCL") and to possess and exercise all of the powers and privileges gramed by such law and any other law of Delaware.
- 4. Authorized Capital. The aggregate number of shares of stock which the Corporation shall have authority to issue is One Thousand (1,000) shares, all of which are of one class and are designated as Common Stock, par value \$.01 per share.
- 5. Incorporator. The name and mailing address of the incorporator are Minian T. Ryan, 4000 Bell Atlantic Tower, 1717 Arch Street, Philadelphia, Pennsylvania 19103-2703.
- 6. Bylaws. In furtherance and not in limitation of the powers coeffected by law, the board of directors of the Corporation is authorized to edept, amend or repeal the hylaws of the Corporation, except as otherwise specifically provided themin, subject to the powers of the stockholders of the Corporation to amend or repeal any bylaws adopted by the board of directors.
- 7. Elections of Directors. Elections of directors need not be by written ballot unless and except to the extent the bylave of the Corporation shall so provide.
- 8. Right to Amend: The corporation reserves the right to amend or repeal any provision contained in this Cartificate as the same may from sime to time be in effect in the manner now or heresiter prescribed by law, and all rights, preferences and privileges conferred on acceptablest, director or others hereunder are subject to such reservation.
- 9. Unanimous Written Consent Required. If any action is to be taken by stockholders without a meeting, such action must be authorized by unanimous written consent signed by all of the holders of outstanding voting stock.

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19. Limitation on Liability. The directors of the Corporation shall be entitled to the benefits of ...! limitations on the liability of directors generally that are now or hereafter become available under the DGCL. Without limiting the generality of the foregoing, to the fullest extent permitted by the DGCL, as it exists on the date hereof or as it may hereafter be amended, no director of the Corporation shall be personally liable to the Corporation or its swelcholders for monetary damages for breach of fiduciary duty as a director, except for liability (i) for any breach of the director's duty of loyalty to the Corporation or its swelcholders, (ii) for acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of law, (iii) under Section 174 of the DGCL, or (iv) for any transaction from which the director derived an improper personal benefit. Any repeal or modification of this Section 10 half be prospective only, and half not affect, to use detriment of any director, any limitation on the personal liability of a director of the Corporation existing at the time of such repeal, modification or adoption.

Dated: May 23, 2001

87

Chieffy I. Williams

#### **CONTRIBUTION AGREEMENT**

This Contribution Agreement (the "Agreement") is effective as of December 31. 2001 (the "Effective Date") at 11:59 PM United States of America EST (the "Effective Time") by and between Intersil Communications, Inc., a Delaware corporation ("Intersil"), and Intersil Americas Inc., a Delaware corporation ("Intersil Americas").

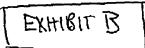
## Background

To promote greater efficiency and economy in the management of the businesses carried on by the parties to this Agreement, Intersil desires to make a capital contribution to intersil Americas of certain intellectual property and other assets used in the business of intersil and its affiliates.

#### Terms

Intending to be legally bound, the parties to this Agreement agree as follows:

- 1. Effective as of the date first written above, lutersil shall contribute the following to Intersil Americas, in deemed exchange for stock of Intersil Americas in a non-recognition transaction as described in Section 351 of the Internal Revenue Code of 1986, as amended:
- (i) all right, title and interest in and to the trademarks shown in <u>Schedule A</u> and all slogans, logotypes, designs, and trade dress associated therewith (the "Trademarks"), together with the U.S. federal registrations and applications for registration of the Trademarks, in and to all income, royalties, damages and payments now or hereafter due or payable with respect thereto and in and to all rights of action arising from the Trademarks, to be held and enjoyed by Intersil Americas for its own use and benefit and for its successors and assigns as the same would have been held by Intersil had this contribution not been made, and the goodwill of the business symbolized by the Trademarks;
- (ii) all right, title and interest in and to the U.S. patents and patent applications shown in <u>Schedule A</u> (the "Patents"), including all reissues, divisions, continuations, continuations-in-part, and extensions thereof, to be held and enjoyed by Intersil Americas as fully and entirely as they would have been held and enjoyed by Intersil if this contribution had not been made, including all licenses of and proceeds from the Patents, all claims, demands and rights to recovery that Intersil has or may have in profits and damages for past and future infringements, if any, and all rights to compromise, sue for, and collect such profits and damages;
- (iii) all right, title, and interest in and to all inventions shown in <u>Schedule A</u> (the "Inventions"), and all intellectual property rights relating thereto, including, without limitation, trade secret rights in the Inventions, and all rights of action arising from the Inventions, to be held and enjoyed by Intersil Americas for its own use and benefit and for its successors and assigns as the same would have been held by Intersil had this contribution not been made; and
- (iv) all right, title, and interest in and to all copyrights owned by Intersil as of the date first written above that are not otherwise excluded from contribution under the terms of this Agreement, whether or not such copyrights have been registered (collectively, the "Copyrights").



including, without limitation, all U.S. registrations and applications for registration of the Copyrights, all licenses of and proceeds from the Copyrights, all publishing, electronic publishing, and other proprietary rights arising from or related to the Copyrights, all causes of action relating to the Copyrights that may have arisen prior to this contribution, and any recovery resulting from such causes of action.

Notwithstanding the foregoing or any specific item listed on <u>Schedule A</u>, the intellectual property used in connection with providing products or services that are regulated by the United States Department of State shall not be contributed to Intersil Americas.

2. Intersil and Intersil Americas shall each take any and all additional actions as may be necessary or appropriate to effect the transactions contemplated by this Agreement. Such actions may include, without limitation, the execution of additional documents to record the contribution made in this Agreement and the filing of such documents with the appropriate governmental authorities.

[Signatures commence on the following page]

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed as of the date below to be effective as of the Effective Date and Effective Time.

INTERSIL COMMUNICATIONS, INC.

a Delaware corporation

INTERSIL AMERICAS INC.

a Delaware Corporation

# SCHEDULE A (i) PATENTS AND PATENT APPLICATIONS...

|            |   |         |           |             | TO EAST    | a la |   |
|------------|---|---------|-----------|-------------|------------|--|---|
| SE-1374-IP |   | Granted | 09/220780 | 24-Dec-199  | 5982160    | 09-Nov-199                               | DC-TO-DC CONVERTER WITH INDUCTOR<br>CURRENT SENSING AND RELATED METHODS                                       |
| SE-1024-TD | A | Granted | 09/199292 | 24-Nov-1998 | 6211056    | 03-Apr-200                               | INTEGRATED CIRCUIT AIR BRIDGE STRUCTURES<br>AND METHOD OF FABRICATING SAME                                    |
| SE-1472-TD |   | Granted | 09/255231 | 22-Feb-1999 | 6255195    | 03-Jul-2001                              | BONDED SUBSTRATE FOR AN INTEGRATED CIRCUIT CONTAINING A PLANAR INTRINSIC GETTERING ZONE (as amended)          |
| SE-1063-TD | A | Granted | 09/204904 | 03-Dec-1938 | 6114191    | 05-Sep-2000                              | SEMICONDUCTOR PACKAGING APPARATUS   |
| SE-1400-MM |   | Pending | 09/245674 | 08-Fcb-1999 |            |  | METHOD OF DIGITALLY DECODING A COMPOSITE<br>VIDEO SIGNAL AND A DIGITAL DECODER FOR<br>COMPOSITE VIDEO SIGNALS |
| SE-1407-WR |   | Pending | 09/231606 | 14-Jan-1999 |            |  | METHOD OF PERFORMING ANTENNA DIVERSITY<br>IN SPREAD SPECTRUM IN WIRELESS LOCAL ARE<br>NETWORK                 |
| SE-1492-WR |   | Pending | 09/231184 | 14-Jan-1999 |            |  | WIRELESS LOCAL AREA NETWORK SPREAD<br>SPECTRUM TRANSCEIVER WITH MULTIPATH<br>MITIGATION                       |
| SE-1500-WR |   | Pending | 09/231228 | 14-Jan-1999 |            |  | SPREAD SPECTRUM TRANSCEIVER FOR USE IN WIRELESS LOCAL AREA NETWORK AND HAVING MULTIPATH MITIGATION            |
| SE-1350-TL |   | Ponding | 09/208457 | 10-Dec-1998 | <u>-</u> _ |  | APPARATUS AND METHOD FOR TESTING<br>SUBSCRIBER LOOP INTERFACE CIRCUITS  |
| SE-1322-WR | A | Granted | 09/246815 | 09-Feb-1999 | 5999080    | 07-Dec-1999                              | FREQUENCY DEPENDENT RESISTIVE ELEMENT   |
|            |   |         |           |             | .,,        |  |   |
| SE-1094-LN | 8 | Granted | 09/247510 | 10-Feb-1999 | 8114896    |  | COMPLEMENTARY MULTIPLEXER WITH LOW DISABLED-OUTPUT CAPACITANCE, AND METHOD                                    |
| SE-1488-WR |   | Granted | 09/261981 | 04-Mar-1999 | 6172556    |  | FEEDBACK-CONTROLLED LOW VOLTAGE<br>CURRENT SINK/SOURCE  |
| SE-1482-WR |   | Pending | 09/266386 | 10-Mar-1999 |            | 1 1                                      | SUCCESSIVE APPROXIMATION CORRECTION OF<br>DC OFFSET IN FILTER-BUFFER BASEBAND PATH<br>OF DATA RADIO           |
| SE-1106-TD | Ā | Granted | 09/268605 | 15-Mar-1999 | 6051457    |  | ELECTROSTATIC DISCHARGE PROTECTION<br>DEVICE  |